

EXHIBIT A

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION

IN RE: Case Number 7:23-CV-897
CAMP LEJEUNE WATER LITIGATION

DECEMBER 3, 2025
STATUS CONFERENCE
BEFORE THE HONORABLE ROBERT B. JONES, JR.
UNITED STATES MAGISTRATE JUDGE

APPEARANCES:

On Behalf of the Plaintiffs:

J. Edward Bell, III, Esquire
Jenna Butler, Esquire
A. Charles Ellis, Esquire
Mona Lisa Wallace, Esquire (Via Telephone)
Hugh Overholt, Esquire (Via Telephone)
Michael Dowling, Esquire (Via Telephone)
Jim Roberts, Esquire (Via Telephone)
Robin Greenwald, Esquire (Via Telephone)

On Behalf of the Defendant:

J. Adam Bain, Esquire
Michael Cromwell, Esquire
Joshua Carpenito, Esquire
Bridget Bailey Lipscomb, Esquire (Via Telephone)
Sara Mirsky, Esquire (Via Telephone)

Bobbie J. Shanfelder, RDR, CRR
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11:14:37AM 1 say they learned that offset information was inadvertently
11:14:40AM 2 not obtained.

11:14:42AM 3 We just had a whole period of reopened
11:14:44AM 4 discovery. So that's the part that I don't know how much was
11:14:47AM 5 inadvertently not already produced to us. And I guess we
11:14:52AM 6 won't know until --

11:14:53AM 7 THE COURT: And that's what's coming?

11:14:54AM 8 MS. BUTLER: On the 15th. But then also they
11:14:58AM 9 want -- they say, additional supplementation. This is the
11:15:02AM 10 last sentence of that paragraph. "Additional supplementation
11:15:06AM 11 will eventually be required up to and through the point of
11:15:08AM 12 any potential trial damages awards." So they want to be able
11:15:14AM 13 to exceed the damages.

11:15:17AM 14 So if we have to stop our Medicare claims 30
11:15:22AM 15 days before trial, they want to be able to continue to get an
11:15:26AM 16 offset beyond the amounts we are claiming. And it should be
11:15:33AM 17 tit for tat. It's to prevent a double recovery, not to allow
11:15:37AM 18 the Government to get a windfall.

11:15:39AM 19 THE COURT: Why can't you stipulate to this?

11:15:41AM 20 MS. BUTLER: We have tried. We have tried. We
11:15:45AM 21 have tried twice. We have sent multiple stipulations to the
11:15:48AM 22 Government, and that point has been declined for a
11:15:55AM 23 stipulation thus far.

11:15:56AM 24 THE COURT: It sounds like information is
11:15:57AM 25 forthcoming. This is to the Government. Do you all foresee

11:37:13AM 1 brewing discovery dispute on documents, I guess, at the VA.
11:37:30AM 2 But then there's another dispute on well are these categories
11:37:35AM 3 appropriately recoverable. Sounds like you need relief from
11:37:40AM 4 the bench on that. That's maybe a threshold issue. So you
11:37:46AM 5 may want to file a motion to get some clarification.

11:37:51AM 6 MS. BUTLER: There are a number of threshold
11:37:53AM 7 issues that --

11:37:53AM 8 THE COURT: If you can't stipulate to them.

11:37:55AM 9 Again --

11:37:56AM 10 MS. BUTLER: That's where the dispute is on
11:37:57AM 11 these threshold issues, and a lot of them are statutory
11:38:03AM 12 interpretation.

11:38:05AM 13 MR. CROMWELL: Which is something we can't
11:38:08AM 14 stipulate to.

11:38:10AM 15 MR. BELL: The medical care provided, it would
11:38:12AM 16 take away 50 percent of the problems. So we are working on
11:38:16AM 17 that one. I think it's something that, I mean, I know they
11:38:19AM 18 have asked us to show how that would work.

11:38:22AM 19 I think we tried to explain how it worked. That
11:38:25AM 20 if you all are claiming an offset, we ought to be able to
11:38:28AM 21 claim that same amount of medical coverage you are assuming
11:38:32AM 22 it's valued at as a damage on our side.

11:38:37AM 23 So we are at a very big disadvantage that they
11:38:42AM 24 have the ability to go in and say your treatment at the VA
11:38:46AM 25 for this year was worth \$100,000. We can't go to the VA and

11:38:51AM 1 ask for a bill to prove that the value of the services was
11:38:58AM 2 100 because they control that. And that's why we think it's
11:39:02AM 3 a wash. Whatever they think it's worth, we ought to be able
11:39:05AM 4 to put it over and that would save us a lot, a lot, a lot of
11:39:10AM 5 time.

11:39:11AM 6 Now the issue, for example, of future medical
11:39:17AM 7 expenses, that's something that could be decided without an
11:39:19AM 8 example. Tee it up pretty quickly. Lost wages. That's
11:39:23AM 9 something to be teed up pretty quickly as well.

11:39:27AM 10 I don't know. I'll check. I think your point
11:39:30AM 11 about the issue of out-of-pocket, I don't know the numbers
11:39:35AM 12 right now, but I will find that out. If there's something
11:39:38AM 13 that's not that big, we will work that out. In the scheme of
11:39:42AM 14 things, we don't want something like that.

11:39:45AM 15 THE COURT: You may want to file, if you need
11:39:46AM 16 some direction from the Court, file a motion on those.

11:39:51AM 17 MR. BELL: We will do that.

11:39:54AM 18 THE COURT: We kind of got off track. What
11:39:56AM 19 else?

11:39:56AM 20 MR. BELL: The last thing, Your Honor, we would
11:39:58AM 21 encourage the Court to invite the Department of Navy to come
11:40:02AM 22 to the Court and give us kind of an update on what the
11:40:07AM 23 Department of Navy is doing. I noticed in the status report
11:40:14AM 24 there is a significant number of people that have not given
11:40:19AM 25 the minimum information to the Department of Navy.